

## Article 11 - Banks and Trust Companies

## Section 91

## Annotated Code of Maryland

(1976 Replacement Volume and 1977 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

## Article 11 - Banks and Trust Companies

## 91.

The total liabilities of any person, copartnership or corporation, to any bank or trust company for money borrowed shall in no time exceed 10 per cent. of the amount of the surplus and paid-in capital of such bank or trust company; provided, that by a two-thirds vote of the directors said liabilities may be increased to a total sum not exceeding thirty per cent. (30%) of said surplus and paid-in capital where the amount of such loan in excess of ten per cent. (10%) of said surplus and paid-in capital is secured by interest-bearing obligations of the United States, this State, any county or municipal corporation of the State or the bonds of the Home Owners Loan Corporation, a corporation created under an act of Congress of the United States, approved June 13, 1933. The discount of bills of exchange drawn in good faith against actual existing values, of trade acceptances or other commercial paper and business paper actually owned by the person, copartnership or corporation negotiating the same, shall not be considered as money borrowed within the meaning of this section, but the total of such discounts for any one person, copartnership or corporation shall at no time exceed twenty-five per cent. (25%) of said surplus and paid-in capital. Obligations drawn in good faith against actual existing values and secured by goods or commodities in process of shipment or which are secured at the time of acceptance by warehouse receipts conveying or securing title to such goods or commodities shall not be considered as money borrowed within the meaning of this section, but the total of such obligations for any one person, copartnership or corporation shall not exceed twenty-five per cent. (25%) of said surplus and paid-in capital. No combination of all liabilities of any kind of any single person, copartnership or corporation, including all obligations of the classes hereinbefore referred to, shall exceed thirty per cent. (30%) of said capital and surplus.

The total liabilities of any partnership or unincorporated association shall include all liabilities of its individual members. In computing the total liabilities of any individual to a bank or trust company, there shall be included all liabilities of any partnership or unincorporated association of which he is a member, and any loans made for his benefit or for the benefit of such